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7 *Attorneys for Plaintiffs Nationstar Mortgage LLC*
8 *and Federal National Mortgage Association*

9 **UNITED STATES DISTRICT COURT**

10 **DISTRICT OF NEVADA**

11 NATIONSTAR MORTGAGE LLC and
12 FEDERAL NATIONAL MORTGAGE
ASSOCIATION, a government sponsored
13 enterprise,

14 Plaintiffs,

15 vs.

16 TYROLIAN VILLAGE ASSOCIATION, INC.;
AND AIRMOTIVE INVESTMENTS LLC,

17 Defendants.

18 AIRMOTIVE INVESTMENTS, LLC, a Nevada
19 limited liability company,

20 Counterclaimant,

21 vs.

22 NATIONSTAR MORTGAGE LLC, a Delaware
limited liability company; FEDERAL
23 NATIONAL MORTGAGE ASSOCIATION, a
federally chartered corporation; DOUGLAS M.
24 BRIMM, individually and as Trustee of the
BRIMM FAMILY TRUST; GLORIA S.
25 BRIMM, individually and as Trustee of the
BRIMM FAMILY TRUST; DOE individuals I
26 through XX; and ROE CORPORATIONS I
through XX,

27 Counter-Defendants.
28

Case No.: 3:17-cv-00250-LRH-VPC

**JOINT STATUS REPORT REGARDING
SETTLEMENT BETWEEN
PLAINTIFFS/COUNTERDEFENDANTS
NATIONSTAR MORTGAGE LLC AND
FEDERAL NATIONAL MORTGAGE
ASSOCIATION AND
DEFENDANT/COUNTERCLAIMANT
AIRMOTIVE INVESTMENTS LLC**

1 Plaintiffs/Counterdefendants Nationstar Mortgage LLC and Federal National Mortgage and
2 Defendant/Counterclaimant Airmotive Investments, LLC, by and through their counsel of record,
3 submit this joint status report pursuant to this court's order, ECF No. 72.

4 The parties have finalized the settlement agreement between themselves. However, as part
5 of the settlement, the parties agreed the excess proceeds following the HOA foreclosure sale would
6 be distributed to Nationstar to offset the mortgage loan payoff. The HOA's collection agent, Nevada
7 Association Services, Inc. (NAS) holds the excess proceeds. The parties did not anticipate any
8 concerns with Nationstar obtaining the proceeds, as Nationstar has obtained excess proceeds from
9 NAS on a number of cases without issue. However, the parties are still negotiating a resolution with
10 NAS, as NAS is requiring additional protections both Nationstar and Airmotive believe are
11 unnecessary. The parties believe they will be able to resolve their issues with NAS and then finalize
12 the settlement between them.

13 The parties respectfully request the court allow an additional forty-five (45) days for a joint
14 dismissal or another status report.

15 DATED October 11th, 2019.

AKERMAN LLP <u>/s/ Donna M. Wittig</u> MELANIE D. MORGAN, ESQ. Nevada Bar No. 8215 DONNA M. WITTIG, ESQ. Nevada Bar No. 11015 1635 Village Center Circle, Suite 200 Las Vegas, NV 89134 <i>Attorneys for Plaintiffs Nationstar Mortgage LLC and Federal National Mortgage Association, A Government Sponsored Enterprise</i>	ROGER P. CROTEAU & ASSOCIATES, LTD. <u>/s/ Timothy E. Rhoda</u> ROGER P. CROTEAU, ESQ. Nevada Bar No. 4958 TIMOTHY E. RHODA, ESQ. Nevada Bar No. 7878 2810 West Charleston Blvd., Suite 75 Las Vegas, NV 89102 <i>Attorneys for Defendant/Counterclaimant Airmotive Investments, LLC</i>
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26 **IT IS SO ORDERED**

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28 **U.S. DISTRICT JUDGE**

DATED: 10/22/19